

THE HONORABLE JOHN H. CHUN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

FEDERAL TRADE COMMISSION, *et al.*,

Plaintiffs,

v.

AMAZON.COM, INC., a corporation,

Defendant.

CASE NO.: 2:23-cv-01495-JHC

**STIPULATED MOTION AND
[PROPOSED] ORDER
EXTENDING DEADLINES**

**NOTE ON MOTION CALENDAR:
November 13, 2024**

The Court's October 28, 2024 Order Extending Deadlines (Dkt. #323) provides that the deadline for Plaintiffs to file a motion regarding disputes over non-custodial sources or Amazon's proposed "spam" protocol for custodians Andy Jassy and Jeff Bezos is November 14, 2024.

The parties have continued to productively meet and confer regarding these issues. The parties agree that a brief extension of the above-referenced deadline may allow the parties to further narrow or eliminate their disputes. Accordingly, the parties, by and through their attorneys of record, hereby stipulate and agree to the following:

- 1 1. The deadline for Plaintiffs to file a motion regarding any disputes regarding non-
2 custodial sources shall be December 9, 2024.
- 3 2. The deadline for Plaintiffs to file a motion regarding any disputes regarding
4 Amazon’s proposed “spam” protocol for custodians Andy Jassy and Jeff Bezos
5 shall be December 9, 2024.
- 6 3. The Court’s Order regarding sealing issues (Dkt. #320) shall continue to apply to
7 any such motions regarding these issues, including oppositions or replies to such
8 motions, filed on or before December 9, 2024.

1 Stipulated to and respectfully submitted this 13th day of November, 2024, by:

2 s/ Jesse Vella

3 SUSAN A. MUSSER (DC Bar # 1531486)

4 EDWARD H. TAKASHIMA (DC Bar # 1001641)

5 JESSE VELLA (DC Bar # 1033101)

6 Federal Trade Commission

7 600 Pennsylvania Avenue, NW

8 Washington, DC 20580

9 Tel.: (202) 326-2122 (Musser)

(202) 326-2464 (Takashima)

10 Email: smusser@ftc.gov

11 etakashima@ftc.gov

12 jvella@ftc.gov

13 *Attorneys for Plaintiff Federal Trade Commission*

s/ Michael Jo

Michael Jo (admitted *pro hac vice*)
Assistant Attorney General, Antitrust Bureau
New York State Office of the Attorney
General
28 Liberty Street
New York, NY 10005
Telephone: (212) 416-6537
Email: Michael.Jo@ag.ny.gov
Counsel for Plaintiff State of New York

s/ Rahul A. Darwar

Rahul A. Darwar (admitted *pro hac vice*)
Assistant Attorney General
Office of the Attorney General of Connecticut
165 Capitol Avenue
Hartford, CT 06016
Telephone: (860) 808-5030
Email: Rahul.Darwar@ct.gov
Counsel for Plaintiff State of Connecticut

s/ Alexandra C. Sosnowski

Alexandra C. Sosnowski (admitted *pro hac vice*)
Assistant Attorney General
Consumer Protection and Antitrust Bureau
New Hampshire Department of Justice
Office of the Attorney General
One Granite Place South
Concord, NH 03301
Telephone: (603) 271-2678
Email: Alexandra.c.sosnowski@doj.nh.gov
Counsel for Plaintiff State of New Hampshire

s/ Robert J. Carlson

Robert J. Carlson (admitted *pro hac vice*)
Assistant Attorney General
Consumer Protection Unit
Office of the Oklahoma Attorney General
15 West 6th Street, Suite 1000
Tulsa, OK 74119
Telephone: (918) 581-2885
Email: robert.carlson@oag.ok.gov
Counsel for Plaintiff State of Oklahoma

s/ Timothy D. Smith

Timothy D. Smith, WSBA No. 44583
Senior Assistant Attorney General
Antitrust and False Claims Unit
Oregon Department of Justice
100 SW Market St
Portland, OR 97201
Telephone: (503) 934-4400
Email: tim.smith@doj.state.or.us
Counsel for Plaintiff State of Oregon

s/ Jennifer A. Thomson

Jennifer A. Thomson (admitted *pro hac vice*)
Senior Deputy Attorney General
Pennsylvania Office of Attorney General
Strawberry Square, 14th Floor
Harrisburg, PA 17120
Telephone: (717) 787-4530
Email: jthomson@attorneygeneral.gov
Counsel for Plaintiff Commonwealth of Pennsylvania

s/ Michael A. Undorf

Michael A. Undorf (admitted *pro hac vice*)
Deputy Attorney General
Delaware Department of Justice
820 N. French St., 5th Floor
Wilmington, DE 19801
Telephone: (302) 683-8816
Email: michael.undorf@delaware.gov
Counsel for Plaintiff State of Delaware

s/ Christina M. Moylan

Christina M. Moylan (admitted *pro hac vice*)
Assistant Attorney General
Chief, Consumer Protection Division
Office of the Maine Attorney General
6 State House Station
Augusta, ME 04333-0006
Telephone: (207) 626-8800
Email: christina.moylan@maine.gov
Counsel for Plaintiff State of Maine

s/ Gary Honick

Gary Honick (admitted *pro hac vice*)
 Assistant Attorney General
 Deputy Chief, Antitrust Division
 Office of the Maryland Attorney General
 200 St. Paul Place
 Baltimore, MD 21202
 Telephone: (410) 576-6470
 Email: Ghonick@oag.state.md.us
Counsel for Plaintiff State of Maryland

s/ Katherine W. Krems

Katherine W. Krems (admitted *pro hac vice*)
 Assistant Attorney General, Antitrust Division
 Office of the Massachusetts Attorney General
 One Ashburton Place, 18th Floor
 Boston, MA 02108
 Telephone: (617) 963-2189
 Email: katherine.krems@mass.gov
Counsel for Plaintiff Commonwealth of Massachusetts

s/ Scott A. Mertens

Scott A. Mertens (admitted *pro hac vice*)
 Assistant Attorney General
 Michigan Department of Attorney General
 525 West Ottawa Street
 Lansing, MI 48933
 Telephone: (517) 335-7622
 Email: MertensS@michigan.gov
Counsel for Plaintiff State of Michigan

s/ Zach Biesanz

Zach Biesanz (admitted *pro hac vice*)
 Senior Enforcement Counsel
 Office of the Minnesota Attorney General
 445 Minnesota Street, Suite 1400
 Saint Paul, MN 55101
 Telephone: (651) 757-1257
 Email: zach.biesanz@ag.state.mn.us
Counsel for Plaintiff State of Minnesota

s/ Lucas J. Tucker

Lucas J. Tucker (admitted *pro hac vice*)
 Senior Deputy Attorney General
 Office of the Nevada Attorney General
 100 N. Carson St.
 Carson City, NV 89701
 Telephone: (775) 684-1100
 Email: LTucker@ag.nv.gov
Counsel for Plaintiff State of Nevada

s/ Andrew Esoldi

Andrew Esoldi (admitted *pro hac vice*)
 Deputy Attorney General
 New Jersey Office of the Attorney General
 124 Halsey Street, 5th Floor
 Newark, NJ 07101
 Telephone: (973) 648-7819
 Email: andrew.esoldi@law.njoag.gov
Counsel for Plaintiff State of New Jersey

s/ Jeffrey Herrera

Jeffrey Herrera (admitted *pro hac vice*)
 Assistant Attorney General
 New Mexico Office of the Attorney General
 408 Galisteo St.
 Santa Fe, NM 87501
 Telephone: (505) 490-4878
 Email: jherrera@nmag.gov
Counsel for Plaintiff State of New Mexico

s/ Zulma Carrasquillo Almena

Zulma Carrasquillo Almena (admitted *pro hac vice*)
 Puerto Rico Department of Justice
 P.O. Box 9020192
 San Juan, Puerto Rico 00902-0192
 Telephone: (787) 721-2900, Ext. 1211
 Email: zcarrasquillo@justicia.pr.gov
Counsel for Plaintiff Commonwealth of Puerto Rico

1 s/ Stephen N. Provazza

Stephen N. Provazza (admitted *pro hac vice*)
2 Special Assistant Attorney General
Chief, Consumer and Economic Justice Unit
3 Department of the Attorney General
150 South Main Street
4 Providence, RI 02903
Telephone: (401) 274-4400
5 Email: sprovazza@riag.ri.gov
Counsel for Plaintiff State of Rhode Island

6 s/ Sarah L.J. Aceves

7 Sarah L.J. Aceves (admitted *pro hac vice*)
Assistant Attorney General
8 Public Protection Division
Vermont Attorney General's Office
9 109 State Street
Montpelier, VT 05609
10 Telephone: (802) 828-3170
Email: Sarah.Aceves@vermont.gov
11 *Counsel for Plaintiff State of Vermont*

12 s/ Laura E. McFarlane

Laura E. McFarlane (admitted *pro hac vice*)
13 Assistant Attorney General
Wisconsin Department of Justice
14 Post Office Box 7857
Madison, WI 53707-7857
15 Telephone: (608) 266-8911
Email: mcfarlanele@doj.state.wi.us
16 *Counsel for Plaintiff State of Wisconsin*

MORGAN, LEWIS & BOCKIUS LLP

By: s/ Patty A. Eakes
Patty A. Eakes, WSBA #18888
Molly A. Terwilliger, WSBA #28449
1301 Second Avenue, Suite 2800
Seattle, WA 98101
Phone: (206) 274-6400
Email: patti.eakes@morganlewis.com
molly.terwilliger@morganlewis.com

WILLIAMS & CONNOLLY LLP

Heidi K. Hubbard (*pro hac vice*)
John E. Schmidlein (*pro hac vice*)
Kevin M. Hodges (*pro hac vice*)
Jonathan B. Pitt (*pro hac vice*)
Carl R. Metz (*pro hac vice*)
Carol J. Pruski (*pro hac vice*)
Katherine Trefz (*pro hac vice*)
680 Maine Avenue SW
Washington, DC 20024
Phone: (202) 434-5000
Email: hhubbard@wc.com
khodges@wc.com
jpitt@wc.com
cmetz@wc.com
cpruski@wc.com
ktrefz@wc.com

COVINGTON & BURLING LLP

Thomas O. Barnett (*pro hac vice*)
Katherine Mitchell-Tombras (*pro hac vice*)
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
Phone: (202) 662-5407
Email: tbarnett@cov.com
kmitchelltombras@cov.com

WILKINSON STEKLOFF LLP

Kosta S. Stojilkovic (*pro hac vice*)
2001 M Street NW, 10th Floor
Washington, DC 20036
Phone: (202) 847-4045
Email: kstojilkovic@wilkinsonstekloff.com

Attorneys for Defendant Amazon.com, Inc.

[PROPOSED] ORDER

IT IS SO ORDERED.

DATED this _____ day of _____, 2024.

JOHN H. CHUN
UNITED STATES DISTRICT JUDGE

Presented By:

s/ Jesse Vella

SUSAN A. MUSSER (DC Bar # 1531486)

EDWARD H. TAKASHIMA (DC Bar # 1001641)

JESSE VELLA (DC Bar # 1033101)

Federal Trade Commission

600 Pennsylvania Avenue, NW

Washington, DC 20580

Tel.: (202) 326-2122 (Musser)

(202) 326-2464 (Takashima)

Email: smusser@ftc.gov

etakashima@ftc.gov

jvella@ftc.gov

Attorneys for Plaintiff

Federal Trade Commission